

**REGULAR MEETING MINUTES  
TABERMACLE TOWNSHIP COMMITTEE  
October 28, 2013 \* 8:00 P.M.**

**Call to Order:** Deputy Mayor Joseph Yates, IV called the meeting to order at 8:00 p.m., followed by the Pledge of Allegiance to the flag.

The Township Clerk read the Sunshine Notice Statement as follows:

**Sunshine Notice:** This meeting is called pursuant to the Open Public Meetings Law. This meeting of October 28, 2013 was included in a list of notices sent to the Central Record, Burlington County Times and Courier Post. Posted on the bulletin board in Town Hall and has remained continuously posted as the required notices under the statute. In addition, a copy of this notice is and has been available to the public, and is on file in the office of the Municipal Clerk.

**Present**

**Roll Call**

- Joseph Barton, Township Committee
- Kimberly A. Brown, Township Committee
- Richard Franzen, Township Committee
- Joseph Yates, IV, Deputy Mayor
- Stephen V. Lee, IV, Mayor (Absent)

**Also In attendance**

- Douglas A. Cramer, Township Administrator
- Terry W. Henry, Chief Finance Officer
- Peter C. Lange, Jr. Township Solicitor
- La Shawn R. Barber, RMC, Township Clerk

**Public Comment**

Nancy Freeman, 29 Washington Way, spoke of having concern with the Ordinance 2013-8 since the fire district did not receive it until Thursday. Mayor indicated that it is only being introduced tonight and the public hearing will not be until November 25, 2013.

Stuart Brooks, 78 Moores Meadow Road, spoke about the public hearing on Ordinance 2013-8 being on November 28; however the Fire Commission meeting is on November 18<sup>th</sup> and questions the schedule in the ordinance of having enough time to work out the details.

Fran Brooks, 78 Moores Meadow Road, spoke if there were numerous changes to the agreement prior to public hearing of Ordinance 2013-8 having it re-advertised.

Mr. Lange spoke of the difference that it would have to be so dramatically such as bring in another party; but if it is simply negotiation of fine tuning an agreement, adding terms and conditions that were not there; hardly think that would require re-advertising. It is difficult to speculate at this time.

Ms. Brooks suggested to table and work out all the provisions of the ordinance.

**Approval of Bills**

- On a motion made by Ms. Brown, seconded by Mr. Barton, the bills were ordered paid.

**Roll Call: Barton, Brown, Franzen, Yates                      Ayes: 4      Nays: 0      Absent: 1**

**Approval of Minutes**

- On a motion made by Mr. Barton, seconded by Mr. Franzen, the workshop minutes of September 9, 2013 was offered for approval.

**Roll Call: Barton, Brown, Franzen, Yates                      Ayes: 4      Nays: 0      Absent: 1**

- On a motion made by Mr. Barton, seconded by Ms. Brown, the regular meeting minutes of September 23, 2013 was offered for approval.

**Roll Call: Barton, Brown, Franzen, Yates                      Ayes: 4      Nays: 0      Absent: 1**

**Ordinances**

**Second Reading: ORDINANCE #2013-7: AN ORDINANCE OF THE TOWNSHIP OF TABERNACLE, COUNTY OF BURLINGTON, STATE OF NEW JERSEY VACATING THE PAPER STREET KNOWN AS LENAPE TRAIL**

WHEREAS, the Township of Tabernacle may have received the dedication of a paper street known as Lenape Trail pursuant to a private residential subdivision application; and

WHEREAS, Tabernacle Township has not improved, occupied or otherwise utilized the public right-of-way to the extent that such exists; and

WHEREAS, The Township of Tabernacle has no need for Lenape Trail located between 80 and 84 Patty Bowker Road or Block 504, Lots 6.01 and 6.02 respectively; and

WHEREAS, the paper street has been effectively closed and has never been improved and is currently enjoyed by the individual property owners abutting it; and

WHEREAS, N.J.S.A. 40:67-1(b) permits the Tabernacle Township Committee to vacate any public street or any portion of any public street in order to serve the interests of the Township; and

WHEREAS, the Township Committee has determined that there is no need to maintain said paper street;

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Township Committee of the Township of Tabernacle, County of Burlington, State of New Jersey as follows:

The Township Committee of the Township of Tabernacle hereby vacates the following paper street:

1. That paper street which runs between block 504, Lot 6.01 and 6.02 up to its intersection with the improved road known as Patty Bowker Road.

**Repealer.** Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.

**Severability.** In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the Township Committee hereby declares its intent that the balance of the Ordinance not affected by said invalidity shall remain in full force and effect to the extent that it allows the Township to meet the goals of the Ordinance.

**Effective Date.** This Ordinance shall take effect upon proper passage and publication in accordance with the law

- **Public Comment.**

Steve Price spoke about his access by Lenape Trail and having an excavating contracting business using tractor trailers to transport his equipment. Turning into Lenape Trail is a real challenge where he has his existing roadway. Another concern he addressed was with the 36 inch pipe which crosses underneath the roadway giving access to Bread and Cheese Run.

Mr. Lange explained the position of the Township Committee in that they have no public interest in Lenape Trail which is a dedicated paper street. The Township has never exercised a control by any improvements or taken any possession of it. To the extent that it has been used by both the residents, it has been used as private property access; demonstrated that no permission was given. Recommendation is made that the Township Committee vacate the paper street; the township is going to view it as a private property dispute.

- On a motion made by Mr. Franzen, seconded by Ms. Brown, Ordinance 2013-7 on second reading was offered for adoption. Carried.

Roll Call: Ayes: Brown, Franzen, Yates Nays: Barton Absent: Lee

**FIRST READING: ORDINANCE 2013-8: AN ORDINANCE OF TABERNACLE COMMITTEE PURSUANT TO 40A:12-14 AUTHORIZING THE TOWNSHIP TO ENTER INTO A FACILITY USE/LICENSE AGREEMENT WITH TABERNACLE FIRE DISTRICT NO. 1.**

WHEREAS, the Township of Tabernacle owns Block 404, Lot 16.11, on the municipal tax map commonly referred to as the Tabernacle Emergency Services Building located at 134 New Road, Tabernacle, NJ; and WHEREAS, said property serves the public through its use as an emergency services building; and

WHEREAS, Tabernacle Fire District No. 1 intends to occupy a portion of the property pursuant to its principal purpose of providing firefighting services to the general public and community;

NOW THEREFORE, be it ordained by the Tabernacle Township Committee that the Facility Use/ License Agreement is hereby adopted in the form attached to this Ordinance; and

BE IT FURTHER ORDAINED that the Mayor and Township Administrator are hereby directed and authorized to execute the Agreement to accomplish the above purpose.

This ordinance shall become effective immediately upon final passage and publication as required by law.

- Public Hearing Date: 11/25/2013 \* 8:00 P.M.  
On a motion made by Mr. Barton, seconded by Mr. Franzen, Ordinance 2013-8 on first reading was offered for adoption. Carried.  
Roll Call: Barton, Brown, Franzen, Yates Ayes: 4 Nays: 0

**First Reading: ORDINANCE 2013-9: AN ORDINANCE OF TABERNACLE COMMITTEE PURSUANT TO 40A:12-14 AUTHORIZING THE TOWNSHIP TO ENTER INTO A FACILITY USE/LICNESE AGREEMENT WITH TABERNACLE RESCUE SQUAD, INC.**

WHEREAS, the Township of Tabernacle owns Block 404, Lot 16.11, on the municipal tax map commonly referred to as the Tabernacle Emergency Services Building located at 134 New Road, Tabernacle, NJ; and

WHEREAS, said property serves the public through its use as an emergency services building; and

WHEREAS, the Tabernacle Rescue Squad Inc. intends to occupy the property pursuant to its principal purpose of providing emergency medical services to the general public and community;

NOW THEREFORE, be it ordained by the Tabernacle Township Committee that the Facility Use/ License Agreement is hereby adopted in the form attached to this Ordinance; and

BE IT FURTHER ORDAINED that the Mayor and Township Administrator are hereby directed and authorized to execute the Agreement to accomplish the above purpose.

This ordinance shall become effective immediately upon final passage and publication as required by law.

- Public Hearing Date: 11/25/2013 \* 8:00 P.M.
- On a motion made by Mr. Barton, seconded by Mr. Franzen, Ordinance 2013-9 on first reading was offered for adoption. Carried.

Roll Call: Barton, Brown, Franzen, Yates Ayes: 4 Nays: 0 Absent: 1

NEW BUSINESS: Discussions with Douglas Stuart, Environmental Consultant regarding Joan's Cleaners Site/Final Remedial Investigation Report will be held in executive session.

## Resolutions

### RESOLUTION 2013-142

**IN SUPPORT OF NEW JERSEY DEPARTMENT OF TRANSPORTATION TRAFFIC REGULATION ORDER FOR NO PASSING ZONE – ROUTE US 206.**

WHEREAS, the New Jersey Department of Transportation (NJDOT) recently completed a traffic investigation on Route 206 in Tabernacle Township; and

WHEREAS, NJDOT recommends a revision to the centerline pavement marking on Route 206 to create a "No Passing Zone" in the vicinity of M.P. 13.8 (Flyatt Road), M.P. 14.8 (Medford Lakes Road) and from M.P. 15.2 (Cramer Road) to M.P. 15.5 (Hill Road) for safety reasons; and

WHEREAS, this project will create safer driving conditions in the area of Route 206.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Tabernacle of, County of Burlington, in the State of New Jersey, that it supports the use of a "No Passing Zone" on Route 206 in Tabernacle Township as recommended by NJDOT.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be forwarded to NJDOT as requested.

- On a motion made by Ms. Brown, seconded by Mr. Franzen, Resolution 2013-142 was offered for adoption.

Roll Call: Barton, Brown, Franzen, Yates Ayes: 4 Nays: 0 Absent: 1

### RESOLUTION 2013-143

**RE: A RESOLUTION OF THE TOWNSHIP OF TABERNACLE, COUNTY OF BURLINGTON, STATE OF NEW JERSEY REQUESTING THAT THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES GRANT PERMISSION TO APPROVE THE INSERTION OF AN ITEM OF SPECIAL REVENUE IN THE 2013 BUDGET ENTITLED "FEMA GRANT - HURRICANE SANDY"**

WHEREAS, N.J.S.A. 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for equal amount, and

WHEREAS, the Township of Tabernacle will receive \$8,228.27 from the Federal Emergency Management Agency and wishes to amend its 2013 Budget to include this amount as revenue.

NOW THEREFORE, BE IT FURTHER RESOLVED that the Township Committee requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of \$8,228.27 which is now available as a revenue from:

Miscellaneous Revenues

Special Items of General Revenue

Public & Private Programs Offset with Appropriations:

FEMA Grant - Hurricane Sandy

BE IT FURTHER RESOLVED that a like sum of \$8,228.27 be hereby appropriated under the caption of:  
General Appropriations

Operations Excluded from Caps

Public & Private Programs Offset by Revenues:

FEMA Grant - Hurricane Sandy

- On a motion made by Mr. Franzen, seconded by Ms. Brown, Resolution 2013-143 was offered for adoption.

Roll Call: Barton, Brown, Franzen, Yates      Ayes: 4      Nays: 0      Absent: 1

#### RESOLUTION 2013-144

RE: APPROVING STREET OPENING PERMIT FOR SOUTH JERSEY GAS COMPANY.

WHEREAS, South Jersey Gas Company, Rt. 54 Folsom, New Jersey 08034 has applied for a street opening permit for installing gas main at the following location of Tabernacle Township:  
55 Woodside Drive (Block 305, Lot 12.01); and

WHEREAS, the Township Engineer reviewed said application and schematic for approval of this installation and recommends that a permit be issued with these following stipulations and this permit will be contingent upon all fees and permits paid and bonds posted as required in Tabernacle Township General Code Ordinances.

WHEREAS, this resolution and the street opening authorized herein are specifically conditioned upon the applicant meeting the following requirements.

1. The Township Engineer shall be notified at least 48 hours in advance on any construction.
2. All asphalt paving openings must be restored with the following specification:
  - a. Two inch (2" thick, Hot Mixed Asphalt (HMA 9.5M64, which replaces the Marshall mix design, top course. All top course paving must be completed 48 hours after installing stabilized base paving.
  - b. Six inch (6" thick, HMA 19M64, stabilized base course
  - c. 20:1 sand/cement subbase
  - d. Provide tack coat on all surfaces before paving
3. All non-asphalt pavement restorations (i.e. lawns, etc. shall be completed within 30 days. All lawns shall be restored with sod. The Township Engineer shall approve all other restorations.
4. Inspection escrow must be posted with the Township before start of construction.
5. The applicant must provide all outside agency approvals, as required.
6. SJG contractor will notify all residents along proposed pipeline path prior to construction start. Along with this notification, homeowners will be asked to notify contractor of any items of concern that relate to their property (underground private structures such as sprinklers, property markers, septic and wells, etc. along with landscaped areas.
7. SJG Contractor will attempt to meet with residents during the construction project to address concerns they might have.
8. SJG contractor will videotape area where pipeline is to be installed prior to construction start for documentation purposes.
9. Proposed pipeline will be installed by a combination of bore, plow and open-cut methods. Bore and plow are the preferred means of method, but open cutting of trench during construction project will occur, but contractor will make effort to keep at a minimum.
10. SJG contractor will restore all areas disturbed to same conditions and all non-vegetated areas must be reseeded.
11. All Township roads and paved driveways must use bore method of installation.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Committee of Tabernacle Township, in the County of Burlington, State of New Jersey, hereby approves said application of a street opening permit for installation of gas services.

**BE IT FURTHER RESOLVED** that this resolution and the street opening authorized herein is specifically conditioned upon the applicant installing all pipelines under private paved driveways and public streets by boring under the private paved driveways and public streets. The applicant is not authorized to install pipeline by openly trenching through paved private driveways located in the right of way and/or public utility easement nor through public streets."

- On a motion made by Mr. Barton, seconded by Mr. Franzen, Resolution 2013-144 was offered for adoption.

**Roll Call: Barton, Brown, Franzen, Yates Ayes: 4 Nays: 0 Absent: 1**

**RESOLUTION 2013-145**

**RE: APPROVING STREET OPENING PERMIT FOR SOUTH JERSEY GAS COMPANY.**

**WHEREAS**, South Jersey Gas Company, Rt. 54 Folsom, New Jersey 08034 has applied for a street opening permit for installing gas main at the following location of Tabernacle Township:  
**23 Foxsparrow Turn (Block 207, Lot 4); and**

**WHEREAS**, the Township Engineer reviewed said application and schematic for approval of this installation and recommends that a permit be issued with these following stipulations and this permit will be contingent upon all fees and permits paid and bonds posted as required in Tabernacle Township General Code Ordinances.

**WHEREAS**, this resolution and the street opening authorized herein are specifically conditioned upon the applicant meeting the following requirements.

1. The Township Engineer shall be notified at least 48 hours in advance on any construction.
2. All asphalt paving openings must be restored with the following specification:
  - a. Two inch (2" thick, Hot Mixed Asphalt (HMA 9.5M64, which replaces the Marshall mix design, top course. All top course paving must be completed 48 hours after installing stabilized base paving.
  - b. Six inch (6" thick, HMA 19M64, stabilized base course
  - c. 20:1 sand/cement subbase
  - d. Provide tack coat on all surfaces before paving
3. All non-asphalt pavement restorations (i.e. lawns, etc. shall be completed within 30 days. All lawns shall be restored with sod. The Township Engineer shall approve all other restorations.
4. Inspection escrow must be posted with the Township before start of construction.
5. The applicant must provide all outside agency approvals, as required.
6. SJG contractor will notify all residents along proposed pipeline path prior to construction start. Along with this notification, homeowners will be asked to notify contractor of any items of concern that relate to their property (underground private structures such as sprinklers, property markers, septic and wells, etc. along with landscaped areas.
7. SJG Contractor will attempt to meet with residents during the construction project to address concerns they might have.
8. SJG contractor will videotape area where pipeline is to be installed prior to construction start for documentation purposes.
9. Proposed pipeline will be installed by a combination of bore, plow and open-cut methods. Bore and plow are the preferred means of method, but open cutting of trench during construction project will occur, but contractor will make effort to keep at a minimum.
10. SJG contractor will restore all areas disturbed to same conditions and all non-vegetated areas must be reseeded.
11. All Township roads and paved driveways must use bore method of installation.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Committee of Tabernacle Township, in the County of Burlington, State of New Jersey, hereby approves said application of a street opening permit for installation of gas services.

**BE IT FURTHER RESOLVED** that this resolution and the street opening authorized herein is specifically conditioned upon the applicant installing all pipelines under private paved driveways and public streets by boring under the private paved driveways and public streets. The applicant is not authorized to install pipeline by openly trenching through paved private driveways located in the right of way and/or public utility easement nor through public streets."

- On a motion made by Mr. Barton, seconded by Mr. Franzen, Resolution 2013-145 was offered for adoption.

**Roll Call: Barton, Brown, Franzen, Yates Ayes: 4 Nays: 0 Absent: 1**

**RESOLUTION 2013-146**

**RE: APPROVING STREET OPENING PERMIT FOR SOUTH JERSEY GAS COMPANY.**

WHEREAS, South Jersey Gas Company, Rt. 54 Folsom, New Jersey 08034 has applied for a street opening permit for installing gas main at the following location of Tabernacle Township:  
30 FOX HILL DRIVE (Block 209, Lot 7); and

WHEREAS, the Township Engineer reviewed said application and schematic for approval of this installation and recommends that a permit be issued with these following stipulations and this permit will be contingent upon all fees and permits paid and bonds posted as required in Tabernacle Township General Code Ordinances.

WHEREAS, this resolution and the street opening authorized herein are specifically conditioned upon the applicant meeting the following requirements.

1. The Township Engineer shall be notified at least 48 hours in advance on any construction.
2. All asphalt paving openings must be restored with the following specification:
  - a. Two inch (2" thick, Hot Mixed Asphalt (HMA 9.5M64, which replaces the Marshall mix design, top course. All top course paving must be completed 48 hours after installing stabilized base paving.
  - b. Six inch (6" thick, HMA 19M64, stabilized base course
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  - d. Provide tack coat on all surfaces before paving
3. All non-asphalt pavement restorations (i.e. lawns, etc. shall be completed within 30 days. All lawns shall be restored with sod. The Township Engineer shall approve all other restorations.
4. Inspection escrow must be posted with the Township before start of construction.
5. The applicant must provide all outside agency approvals, as required.
6. SJG contractor will notify all residents along proposed pipeline path prior to construction start. Along with this notification, homeowners will be asked to notify contractor of any items of concern that relate to their property (underground private structures such as sprinklers, property markers, septic and wells, etc. along with landscaped areas.
7. SJG Contractor will attempt to meet with residents during the construction project to address concerns they might have.
8. SJG contractor will videotape area where pipeline is to be installed prior to construction start for documentation purposes.
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10. SJG contractor will restore all areas disturbed to same conditions and all non-vegetated areas must be reseeded.
11. All Township roads and paved driveways must use bore method of installation.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Committee of Tabernacle Township, in the County of Burlington, State of New Jersey, hereby approves said application of a street opening permit for installation of gas services.

**BE IT FURTHER RESOLVED** that this resolution and the street opening authorized herein is specifically conditioned upon the applicant installing all pipelines under private paved driveways and public streets by boring under the private paved driveways and public streets. The applicant is not authorized to install pipeline by openly trenching through paved private driveways located in the right of way and/or public utility easement nor through public streets."

- On a motion made by Mr. Barton, seconded by Mr. Franzen, Resolution 2013-146 was offered for adoption.

**Roll Call: Barton, Brown, Franzen, Yates Ayes: 4 Nays: 0 Absent: 1**

**RESOLUTION 2013-147**

**RE: APPROVING STREET OPENING PERMIT FOR SOUTH JERSEY GAS COMPANY.**

WHEREAS, South Jersey Gas Company, Rt. 54 Folsom, New Jersey 08034 has applied for a street opening permit for installing gas main at the following location of Tabernacle Township:  
7 FOXSPARROW TURN (Block 205, Lot 3); and

WHEREAS, the Township Engineer reviewed said application and schematic for approval of this installation and recommends that a permit be issued with these following stipulations and this permit will be contingent upon all fees and permits paid and bonds posted as required in Tabernacle Township General Code Ordinances.

WHEREAS, this resolution and the street opening authorized herein are specifically conditioned upon the applicant meeting the following requirements.

1. The Township Engineer shall be notified at least 48 hours in advance on any construction.
2. All asphalt paving openings must be restored with the following specification:
  - a. Two inch (2" thick, Hot Mixed Asphalt (HMA 9.5M64, which replaces the Marshall mix design, top course. All top course paving must be completed 48 hours after installing stabilized base paving.
  - b. Six inch (6" thick, HMA 19M64, stabilized base course
  - c. 20:1 sand/cement subbase
  - d. Provide tack coat on all surfaces before paving
3. All non-asphalt pavement restorations (i.e. lawns, etc. shall be completed within 30 days. All lawns shall be restored with sod. The Township Engineer shall approve all other restorations.
4. Inspection escrow must be posted with the Township before start of construction.
5. The applicant must provide all outside agency approvals, as required.
6. SJG contractor will notify all residents along proposed pipeline path prior to construction start. Along with this notification, homeowners will be asked to notify contractor of any items of concern that relate to their property (underground private structures such as sprinklers, property markers, septic and wells, etc. along with landscaped areas.
7. SJG Contractor will attempt to meet with residents during the construction project to address concerns they might have.
8. SJG contractor will videotape area where pipeline is to be installed prior to construction start for documentation purposes.
9. Proposed pipeline will be installed by a combination of bore, plow and open-cut methods. Bore and plow are the preferred means of method, but open cutting of trench during construction project will occur, but contractor will make effort to keep at a minimum.
10. SJG contractor will restore all areas disturbed to same conditions and all non-vegetated areas must be reseeded.
11. All Township roads and paved driveways must use bore method of installation.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Committee of Tabernacle Township, in the County of Burlington, State of New Jersey, hereby approves said application of a street opening permit for installation of gas services.

**BE IT FURTHER RESOLVED** that this resolution and the street opening authorized herein is specifically conditioned upon the applicant installing all pipelines under private paved driveways and public streets by boring under the private paved driveways and public streets. The applicant is not authorized to install pipeline by openly trenching through paved private driveways located in the right of way and/or public utility easement nor through public streets."

- On a motion made by Mr. Barton, seconded by Mr. Franzen, Resolution 2013-147 was offered for adoption.

**Roll Call: Barton, Brown, Franzen, Yates    Ayes: 4    Nays: 0    Absent: 1**

**RESOLUTION 2013-148**

**RE: APPROVING STREET OPENING PERMIT FOR SOUTH JERSEY GAS COMPANY.**

WHEREAS, South Jersey Gas Company, Rt. 54 Folsom, New Jersey 08034 has applied for a street opening permit for installing gas main at the following location of Tabernacle Township:  
78 Summit Drive (Block 305, Lot 4.06); and

WHEREAS, the Township Engineer reviewed said application and schematic for approval of this installation and recommends that a permit be issued with these following stipulations and this permit will be contingent upon all fees and permits paid and bonds posted as required in Tabernacle Township General Code Ordinances.

WHEREAS, this resolution and the street opening authorized herein are specifically conditioned upon the applicant meeting the following requirements.

1. The Township Engineer shall be notified at least 48 hours in advance on any construction.

2. All asphalt paving openings must be restored with the following specification:
  - a. Two inch (2" thick, Hot Mixed Asphalt (HMA 9.5M64, which replaces the Marshall mix design, top course. All top course paving must be completed 48 hours after installing stabilized base paving.
  - b. Six inch (6" thick, HMA 19M64, stabilized base course
  - c. 20:1 sand/cement subbase
  - d. Provide tack coat on all surfaces before paving
3. All non-asphalt pavement restorations (i.e. lawns, etc. shall be completed within 30 days. All lawns shall be restored with sod. The Township Engineer shall approve all other restorations.
4. Inspection escrow must be posted with the Township before start of construction.
5. The applicant must provide all outside agency approvals, as required.
6. SJG contractor will notify all residents along proposed pipeline path prior to construction start. Along with this notification, homeowners will be asked to notify contractor of any items of concern that relate to their property (underground private structures such as sprinklers, property markers, septic and wells, etc. along with landscaped areas.
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10. SJG contractor will restore all areas disturbed to same conditions and all non-vegetated areas must be reseeded.
11. All Township roads and paved driveways must use bore method of installation.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Committee of Tabernacle Township, in the County of Burlington, State of New Jersey, hereby approves said application of a street opening permit for installation of gas services.

**BE IT FURTHER RESOLVED** that this resolution and the street opening authorized herein is specifically conditioned upon the applicant installing all pipelines under private paved driveways and public streets by boring under the private paved driveways and public streets. The applicant is not authorized to install pipeline by openly trenching through paved private driveways located in the right of way and/or public utility easement nor through public streets."

- On a motion made by Mr. Barton, seconded by Mr. Franzen, Resolution 2013-148 was offered for adoption.

**Roll Call: Barton, Brown, Franzen, Yates    Ayes: 4    Nays: 0    Absent: 1**

**RESOLUTION 2013-149**

**RE: APPROVING STREET OPENING PERMIT FOR SOUTH JERSEY GAS COMPANY.**

**WHEREAS**, South Jersey Gas Company, Rt. 54 Folsom, New Jersey 08034 has applied for a street opening permit for installing gas main at the following location of Tabernacle Township:

5 Shearer Court (B/1301.02, L/21.11)	244 Ashley Way (B/1306, L/ 7)	26 Washington Way (B/1305.01, L/13)	41 Washington Way (B/1306, L/4)	55 Washington Way (B/1304, L/31)
7 Shearer Court (B/1301.02, L/21.10)	245 Ashley Way (B/1304, L/ 23)	27 Washington Way (B/1304, L/14)	33 Washington Way (B/1304, L/17)	Blank
8 Shearer Court (B/1301.02, L/ 21.09)	638 Chatsworth Road (B/1301.01, L/12)	28 Washington Way (B/1305.01, L/14)	42 Washington Way (B/1305.01, L/21)	Blank
4 Shearer Court (B/1301.02, L/21.07)	651 Chatsworth Road (B/1201, L/15.07)	29 Washington Way (B/1304, L/15)	44 Washington Way (B/1305.01, L/22)	Blank
235 Ashley Way (B/1304, L/18)	2 Colonial Court (B/1304, L/27)	30 Washington Way (B/1305.01, L/15)	49 Washington Way (B/1304, L/25)	Blank
237 Ashley Way (B/1304, L/ 19)	3 Colonial Court (B/1304, L/28)	32 Washington Way (B/1305.01, L/16)	50 Washington Way (B/1305.02, L/3)	Blank
243 Ashley Way (B/1304, L/22)	5 Colonial Court (B/1304, L/30)	40 Washington Way (B/1305.01, L/20)	54 Washington Way (B/1305.02, L/5)	Blank

; and

**WHEREAS**, the Township Engineer reviewed said application and schematic for approval of this installation and recommends that a permit be issued with these following stipulations and this permit will be contingent upon all fees and permits paid and bonds posted as required in Tabernacle Township General Code Ordinances.

**WHEREAS**, this resolution and the street opening authorized herein are specifically conditioned upon the applicant meeting the following requirements.

1. The Township Engineer shall be notified at least 48 hours in advance on any construction.
2. All asphalt paving openings must be restored with the following specification:
  - a. Two inch (2" thick, Hot Mixed Asphalt (HMA 9.5M64, which replaces the Marshall mix design, top course. All top course paving must be completed 48 hours after installing stabilized base paving.
  - b. Six inch (6" thick, HMA 19M64, stabilized base course
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  - d. Provide tack coat on all surfaces before paving
3. All non-asphalt pavement restorations (i.e. lawns, etc. shall be completed within 30 days. All lawns shall be restored with sod. The Township Engineer shall approve all other restorations.
4. Inspection escrow must be posted with the Township before start of construction.
5. The applicant must provide all outside agency approvals, as required.
6. SJG contractor will notify all residents along proposed pipeline path prior to construction start. Along with this notification, homeowners will be asked to notify contractor of any items of concern that relate to their property (underground private structures such as sprinklers, property markers, septic and wells, etc. along with landscaped areas.
7. SJG Contractor will attempt to meet with residents during the construction project to address concerns they might have.
8. SJG contractor will videotape area where pipeline is to be installed prior to construction start for documentation purposes.
9. Proposed pipeline will be installed by a combination of bore, plow and open-cut methods. Bore and plow are the preferred means of method, but open cutting of trench during construction project will occur, but contractor will make effort to keep at a minimum.
10. SJG contractor will restore all areas disturbed to same conditions and all non-vegetated areas must be reseeded.
11. All Township roads and paved driveways must use bore method of installation.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Committee of Tabernacle Township, in the County of Burlington, State of New Jersey, hereby approves said application of a street opening permit for installation of gas services.

**BE IT FURTHER RESOLVED** that this resolution and the street opening authorized herein is specifically conditioned upon the applicant installing all pipelines under private paved driveways and public streets by boring under the private paved driveways and public streets. The applicant is not authorized to install pipeline by openly trenching through paved private driveways located in the right of way and/or public utility easement nor through public streets."

- On a motion made by Mr. Barton, seconded by Mr. Franzen, Resolution 2013-149 was offered for adoption.

**Roll Call: Barton, Brown, Franzen, Yates Ayes: 4 Nays: 0 Absent: 1**

**RESOLUTION NO. 2013-150  
RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN  
TABERNAACLE TOWNSHIP AND RECYCLE REWARDS, INC.  
FOR THE PROVISION OF AN INCENTIVE BASED RECYCLING PROGRAM**

**WHEREAS**, the Township of Tabernacle has entered into yearly agreements, called Solid Waste Service Contracts, with the Burlington County Board of Chosen Freeholders (hereafter, "Board" or "County") pursuant to which the Board has agreed to provide for the collection and disposal of recyclable materials generated by the Municipality's residents; and

**WHEREAS**, the County has determined to implement an Incentive Recycling Program as provided by RecycleRewards, Inc. as part of the County's provision of services which will provide residents and vendors with reward fulfillment services and management, including the RecycleRewards internet, phone and mail systems; and

**WHEREAS**, The Incentive Recycling Program is being implemented in order to improve recycling participation; and

**WHEREAS**, the County has requested that municipalities currently being served by the County recycling program enter into a five (5) year agreement with RecycleRewards, Inc. as part of the County recycling program pursuant to which the County has agreed to allow RecycleRewards, Inc. to provide an incentive based recycling program for the Municipality's residents and vendors; and

**WHEREAS**, the County has agreed to purchase auto carts pursuant to its contract with Tabernacle which meet RecycleRewards' specifications and can be retrofitted with RFID tags.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Tabernacle, County of Burlington and State of New Jersey that the "Agreement" by and between Tabernacle Township and RecycleRewards, Inc. for a municipal Incentive Recycling Program is made a part of this resolution and is hereby authorized.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk of the Township of Tabernacle are hereby directed and authorized to execute the Agreement on behalf of the Township of Tabernacle.

- On a motion made by Mr. Franzen, seconded by Ms. Brown, Resolution 2013-150 was offered for adoption.

Roll Call: Barton, Brown, Franzen, Yates      Ayes: 4      Nays: 0      Absent: 1

**Report of the Township Engineer**

*New Road Bread and Cheese Run Culvert Replacement.* The culvert is basically in place. We are top filling over top of the culvert and should be paving the road within the next few days.

*Medford Lakes Road.* This road is finished with the exception of bicycle safe grades that we are replacing. There is some thermo signage and ledges that we are doing along with top soil, fertilizing and seeding to finish.

*2013 Local Road Program.* This project will be started next Monday.

**Report of the Township Administrator**

*CDBG 2014 Meeting.* Mr. Cramer reported on attending the meeting and spoke of the approximate available funding \$65,000.00. We look to continue with our handicap accessible bleachers.

**Report of the Township Solicitor**

*Farmland Preservation List from Burlington County.* Mr. Lange reported that he invited the Township Committee to make comment. He has not heard from anyone. If we do have comments or suggestions or believe that there are farms that are not listed that should be, please let him know so he can get a letter out to the County. The comment period closes at February 15<sup>th</sup>. If there are no comments there is no reason for the Township to respond and we will accept the letter from the County.

Mr. Lange reported on received contact from a resident on Anne Drive with respect to their current mailing address for Anne Drive. Right now there is house number 32 and 30A, which is due to a historic way that the property was subdivided. When the addresses were set by the post office they were sorted of out of order. Mr. Lange spoke of his intent to contact the Postmaster to ask to re-assign house number addresses to be consistent with what the emergency services would expect.

Mr. Franzen suggested Doug Cramer contact both our emergency services in town to ask their opinion.

Mr. Lange reported on having a meeting with Bob Perri and Doug Cramer concerning the rental property registration ordinance. A second draft will be forthcoming. Mr. Perri had some particular concern with the original draft and wanted to make some mechanical changes to the ordinance. Mr. Cramer had some changes with respect to the licensing fees that will be charged and how we would handle our enforcement.

Mr. Lange spoke of Land Development Board Resolution 2011-15 that deals with Neubert's car storage facility, and part of the Resolution calls for a twenty year maintenance bond for the stormwater facility on site. A 20 year maintenance bond cannot be required. Permission was given for Mr. Lange to contact their Attorney to agree on a performance guarantee, which is consistent with existing statute and case law and is acceptable to the Engineer and himself.

**Public Comment**

Steve Argo, Southampton Resident, addressed concerns about speeding and the need to install traffic calming measures on Pricketts Mill Road for the section that is on Tabernacle side. Hawkins Road is now paved; Pricketts Mill Road has become a cut through for a lot of people.

Mr. Cramer spoke about being in the process of bringing up all the speed limit signs where they need to be.

Mr. Lange spoke that Tabernacle will be happy to cooperate with Southampton Township; Mr. Argo will need to notify Southampton Township to consider placing a speed bump in Southampton which ultimately will alerts the motorist public to a decrease in Tabernacle but for the speed zone as it occurs in Southampton.

Stuart Brooks, 78 Moores Meadow Road, spoke to the Committee about keeping a log for use of the wash bay and questioned the status.

Mr. Lange suggested the Committee to wait until they have the occupancy agreements in place because it will affect the usage of the wash bay.

Fran Brooks, 78 Moores Meadow Road, questioned the reasoning of the solicitor's report regarding the Land Development Resolution about the recommended NJDEP twenty year maintenance bond resolution which was adopted.

Fran Brooks questioned if there has been any consideration given to putting the audio recordings up on the website so the public who cannot attend can listen to them.

Mr. Cramer spoke of there being technical issues which were addressed by our IT people and would have to pull up what was sent to him.

Ms. Brown questioned if a petition has been turned in to the Township regarding the dissolution of the fire district.

Megan Johnson, resident, spoke about appreciating the Public Works Department for the work they do.

George Jackson, III, Chief Tabernacle Rescue squad spoke of the stretchers being delivered and installed. Invitation was given to anyone desiring to see the new stryker system and how they work.

- No further comments.

#### Report of the Township Committee

- No report.

#### **E**xecutive Session Resolution.

##### EXECUTIVE SESSION RESOLUTION:

WHEREAS, the Open Public Meetings Act, P.L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist; and

Whereas, the Governing Body wishes to discuss: potential litigation matter involving NJDEP under the Environmental Rights Act regarding Joan's Cleaners Site/Final Remedial Investigation Report. Pursuant to NJSA 10:4-12(B) (7) this matter will be discussed in a closed session from which the public shall be excluded. Formal action may be taken. **Closed to the public.**

WHEREAS, minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public.

**NOW, THEREFORE, BE IT RESOLVED**, that the public be excluded from this meeting.

- Environmental Consultant Douglas Stuart was in attendance.
- Motion to go into executive session made by Ms. Brown, seconded by Mr. Franzen. Upon a roll call, the vote was unanimous and the motion carried. Motion made by Ms. Brown, seconded by Mr. Franzen.

**Roll Call: Barton, Brown, Franzen, Yates      Ayes: 4      Nays: 0      Absent: 1**

**Reopen meeting. Motion made and seconded return to the public meeting.** Member of the Township Committee returned from the executive meeting to pursue adjournment.

**Adjournment.** The motion was made by Ms. Brown and seconded by Mr. Franzen to adjourn the meeting at 9:53 p.m.

**Roll Call: Barton, Brown, Franzen, Yates      Ayes: 4      Nays: 0      Absent: 1**

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Respectfully submitted,

La Shawn R. Barber, RMC/CMR  
Township Clerk  
Approved: 11/25/2013